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PATENTS
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NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of : Jon C. Zaring et al.
Application No. : 09/516,736 Confirmation No. : 3221
Filed : March 1, 2000
For : CELLULAR TELEPHONE INTERACTIVE
WAGERING SYSTEM
Group Art Unit : 3639
Examiner : Richard S. Woo

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed July 1, 2005 in which the rejection of claims 1-71 was made final.

- [] Applicants respectfully request an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.
- [X] Applicants respectfully request a pre-appeal brief review. The request and arguments for the review are submitted concurrently herewith.

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☒ Address all correspondence to:

James A. Leiz
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Ropes & Gray LLP
1251 Avenue of the Americas
New York, New York 10020-1105
Tel.: (212) 596-9000

☐ A check in the amount of ☐ \$250.00 ☐ \$500.00 in payment of the ☐ appeal fee, ☐ appeal and oral hearing fees, is enclosed.

☒ Please charge ☐ \$250.00 ☒ \$500.00 in payment of the ☒ appeal fee, ☐ appeal and oral hearing fees, to Deposit Account No. 06-1075, Order No. 003043-0011.

☒ The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

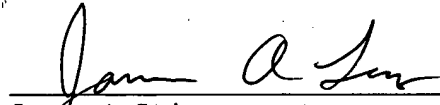
EXTENSION FEE

☐ The following extension is applicable to the Notice of Appeal filed herewith;
☐ \$120.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); ☐ \$450.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,020.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,590.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); ☐ \$2,160.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).

☐ Pursuant to 37 C.F.R. § 1.136(a), applicant hereby petitions for a ☐ one-month extension of time; ☐ two-month extension of time; ☐ three-month extension of time; ☐ four-month extension of time; ☐ five-month extension of time to file a Notice of Appeal to the Office Action dated _____. With the extension, the time for filing a Notice of Appeal is extended up to and including _____.

- ☐ A check in the amount of ☐ \$120.00; ☐ \$450.00; ☐ \$1,020.00; ☐ \$1,590.00; ☐ \$2,160.00 in payment of the extension fee is transmitted herewith.
- ☐ Please charge the ☐ \$120.00; ☐ \$450.00; ☐ \$1,020.00; ☐ \$1,590.00; ☐ \$2,160.00 extension fee to Deposit Account No. 06-1075, Order No. 003043-0011. A duplicate copy of this transmittal letter is transmitted herewith.
- ☒ The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 003043-0011. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



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